

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORKGregory Galtberth

(In the space above enter the full name(s) of the plaintiff(s).)

USDC SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
DOC #:  
DATE FILED: November 4, 2014AMENDED  
COMPLAINTunder the Civil Rights Act,  
42 U.S.C. § 1983Jury Trial: ☐ Yes ☒ No  
(check one)

14 Civ. 00691 ( )

K.P.F.

(In the space above enter the full name(s) of the defendant(s). If you cannot fit the names of all of the defendants in the space provided, please write "see attached" in the space above and attach an additional sheet of paper with the full list of names. The names listed in the above caption must be identical to those contained in Part I. Addresses should not be included here.)

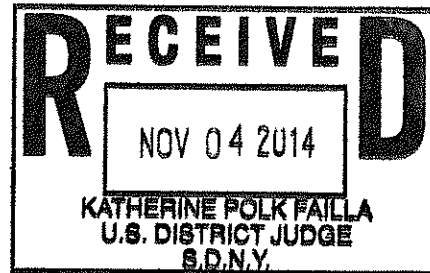
## I. Parties in this complaint:

- A. List your name, identification number, and the name and address of your current place of confinement. Do the same for any additional plaintiffs named. Attach additional sheets of paper as necessary.

Plaintiff's Name Gregory Galtberth  
 ID# 03A0661  
 Current Institution Brockton Correctional Facility  
 Address 11739 State Route  
C.P.O. Box 51 Comstock NY 12821-0051

- B. List all defendants' names, positions, places of employment, and the address where each defendant may be served. Make sure that the defendant(s) listed below are identical to those contained in the above caption. Attach additional sheets of paper as necessary.

Defendant No. 1 Name Captain Washington Shield #  
 Where Currently Employed C 74 Anna Cross  
 Address Detention Center



Defendant No. 2

Name

Mr. Hunt Psychologist  
 Where Currently Employed C-73 C.M.P.C.  
 Address 15-15 Hazen St  
 Queens N.Y. 11370...

Shield #

Defendant No. 3

Name

John Doe  
 Where Currently Employed C-74 Anna Cross  
 Address Defension Center East  
 Elm Hunt Queens N.Y.

Shield #

Who did  
 what?

Defendant No. 4

Name

Jane Doe  
 Where Currently Employed C-74 Anna Cross  
 Address Defension Center East  
 Elm Hunt Queens N.Y.

Shield #

Defendant No. 5

Name

John Doe John Doe  
 Where Currently Employed Transportation  
 Address Officer Transporting me  
 to down State from Rikers  
 Island Officer Soto passenger

Shield #

## II. Statement of Claim:

State as briefly as possible the facts of your case. Describe how each of the defendants named in the caption of this complaint is involved in this action, along with the dates and locations of all relevant events. You may wish to include further details such as the names of other persons involved in the events giving rise to your claims. Do not cite any cases or statutes. If you intend to allege a number of related claims, number and set forth each claim in a separate paragraph. Attach additional sheets of paper as necessary.

A. In what institution did the events giving rise to your claim(s) occur?

C-74 Anna Cross Psychologist  
 Defendant C. Mrs. Green Down State  
 Correctional Facility

B. Where in the institution did the events giving rise to your claim(s) occur?

Housing Unit

C. What date and approximate time did the events giving rise to your claim(s) occur?

April 8-9-2011 Around 2:30 3:00

Soto Defendant #7. Transportation officer

D. Facts:

On April 8-9 I arrived at Anna  
 Cross Detention Center General population  
 2 South Housing Unit

What  
 happened  
 to you?

#2 After Being moved to 2 South Bar A Side  
 #3 I Ask to see mental Health But  
 was Ignored By many Shift Officers  
 #4 I waited to Shift, changed I ask the  
 Officer as he and Captain Washington  
 Miss my call. I ask to Talk to the  
 Captain.  
 I was Ignored By the Even Shift B.  
 Officer, After an Armp Sucker To Rang  
 #5 The officer came to cell ask what was  
 I can I Explain I need mental Health  
 He then said they fuck you know I do what  
 I want and I told you I would call  
 But it took him a long time to call

Was  
anyone  
else  
involved?

Who else  
saw what  
happened?

### III. Injuries:

If you sustained injuries related to the events alleged above, describe them and state what medical treatment, if any, you required and received.

I was Injured On Back of Copes  
 Fingers, Back Englimed Injury  
 That Cause me to Be in and out  
 of OB.  
 I was Tortured at Clinton threats  
 my life safety

### IV. Exhaustion of Administrative Remedies:

The Prison Litigation Reform Act ("PLRA"), 42 U.S.C. § 1997e(a), requires that "[n]o action shall be brought with respect to prison conditions under section 1983 of this title, or any other Federal law, by a prisoner confined in any jail, prison, or other correctional facility until such administrative remedies as are available are exhausted." Administrative remedies are also known as grievance procedures.

A. Did your claim(s) arise while you were confined in a jail, prison, or other correctional facility?

Yes ☒ No ☐

If YES, name the jail, prison, or other correctional facility where you were confined at the time of the events giving rise to your claim(s).

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

B. Does the jail, prison or other correctional facility where your claim(s) arose have a grievance procedure?

Yes \_\_\_\_\_ No \_\_\_\_\_ Do Not Know ✓

C. Does the grievance procedure at the jail, prison or other correctional facility where your claim(s) arose cover some or all of your claim(s)?

Yes ✓ No \_\_\_\_\_ Do Not Know \_\_\_\_\_

If YES, which claim(s)?

D. Did you file a grievance in the jail, prison, or other correctional facility where your claim(s) arose?

Yes \_\_\_\_\_ No ✓

If NO, did you file a grievance about the events described in this complaint at any other jail, prison, or other correctional facility?

Yes \_\_\_\_\_ No ✓

E. If you did file a grievance, about the events described in this complaint, where did you file the grievance?

N/A

1. Which claim(s) in this complaint did you grieve?

N/A

2. What was the result, if any?

N/A

3. What steps, if any, did you take to appeal that decision? Describe all efforts to appeal to the highest level of the grievance process.

Mental Ill During

F. If you did not file a grievance:

1. If there are any reasons why you did not file a grievance, state them here:

that I'm seeking

mental health care

Sh. Back up State April  
2014 Informal Down State  
Mental Health MS Green

2. If you did not file a grievance but informed any officials of your claim, state who you informed, when and how, and their response, if any:

The Mental Health Department  
Down State MS Green  
The Medical Nurse at Clinton  
Ct. Doctor Bacall  
Mental Health Doctor

- G. Please set forth any additional information that is relevant to the exhaustion of your administrative remedies.

Down State  
Mentally I was not stable  
I was Admitted into OBS  
Upon going back to Clinton  
Mental Health Up State

Note: You may attach as exhibits to this complaint any documents related to the exhaustion of your administrative remedies.

**V. Relief:**

State what you want the Court to do for you (including the amount of monetary compensation, if any, that you are seeking and the basis for such amount).

See Attached  
Sheet 3.



On  
these  
claims

## VI. Previous lawsuits:

A. Have you filed other lawsuits in state or federal court dealing with the same facts involved in this action?

Yes \_\_\_\_\_ No ✓

B. If your answer to A is YES, describe each lawsuit by answering questions 1 through 7 below. (If there is more than one lawsuit, describe the additional lawsuits on another sheet of paper, using the same format.)

1. Parties to the previous lawsuit:

Plaintiff \_\_\_\_\_

Defendants \_\_\_\_\_

2. Court (if federal court, name the district; if state court, name the county) \_\_\_\_\_

3. Docket or Index number \_\_\_\_\_

4. Name of Judge assigned to your case \_\_\_\_\_

5. Approximate date of filing lawsuit \_\_\_\_\_

6. Is the case still pending? Yes \_\_\_\_\_ No \_\_\_\_\_

If NO, give the approximate date of disposition \_\_\_\_\_

7. What was the result of the case? (For example: Was the case dismissed? Was there judgment in your favor? Was the case appealed?) \_\_\_\_\_

On  
other  
claims

C. Have you filed other lawsuits in state or federal court otherwise relating to your imprisonment?

Yes ✓ No X

D. If your answer to C is YES, describe each lawsuit by answering questions 1 through 7 below. (If there is more than one lawsuit, describe the additional lawsuits on another piece of paper, using the same format.)

1. Parties to the previous lawsuit:

Plaintiff Begun DaluthDefendants Cerealmow et al.2. Court (if federal court, name the district; if state court, name the county) Syracuse3. Docket or Index number 11-cv-10834. Name of Judge assigned to your case Judge Peebles5. Approximate date of filing lawsuit Sept 13 2011

6. Is the case still pending? Yes \_\_\_ No X Jan Feb 22,  
If NO, give the approximate date of disposition

7. What was the result of the case? (For example: Was the case dismissed? Was there judgment in your favor? Was the case appealed?) Not Trial  
Defendants found Not Guilty  
Trial Unfair Racist Jury.

I declare under penalty of perjury that the foregoing is true and correct.

Signed this 29 day of Oct, 202014

Signature of Plaintiff

Inmate Number

Institution Address

Gregory J. Bulth  
03A064  
Great Meadow Ct  
1639 Exchange St  
Box 149 Attic N.Y.  
14011-0149

Note: All plaintiffs named in the caption of the complaint must date and sign the complaint and provide their inmate numbers and addresses.

I declare under penalty of perjury that on this 29 day of Oct, 2014 I am delivering this complaint to prison authorities to be mailed to the Pro Se Office of the United States District Court for the Southern District of New York.

Signature of Plaintiff:

Gregory J. Bulth

I am Seeking Mental Health  
and Physical Care Ongoing mental  
and Physical problems No  
Mental Health care

2.

#  
1 I was Told By B. officer to Sepp out  
it cell, I was then told to Put my  
Hands in a Locked finger position I  
Complied...

#  
2 I was then Told by the B. officer to  
Kneel On my ~~thighs~~ knees He then Started  
Stamping Both my legs... And Told

#  
3 me I do things when I want this my  
Kicking House...

#  
4 I was then Told to get up off the  
Floor lock fingers on top of head He  
then Squeezed my fingers together as he  
walked me down the hallway to the  
front door...

#  
5 I was then told to wait out in Sally  
Port... He would call the Captain  
But he never called I began to  
kick the front door to the out  
Side Hall way he then called an Escort

#  
6 I was then taken to ~~the~~ facility Clinic

First I am do threaten to attack me  
along with John Doe... If I kick  
the door again... I was sitting on the  
Floor And B. officer now called an Escort.



3.

#

7 Finally He called Hours Later...  
The Escort came...

I then met Captain Washington in  
Hall way I Explain to her what  
happen... I Explain that I was

#

8. Told to wait outside Housing unit until  
C.B. Officer call her...  
I had been sitting on the floor waiting

She then said Captain Washington then  
said No one called me...

#

9. The Escorting officer walk me over to  
Clinic where I wait in Bull pen...  
I don't recall seeing a Doctor for it  
was around 7-8 o'clock... On April 8-9, 2011

#

10. I place in Bull pen in Receiving Room  
Over Night No Bed no pillow no food  
Bed cover. Until the next day I was  
finally taken to C73 B.M.D.C. 75-18  
Hudson St. East Elmhurst Queens NY.

#11370...

11. where I saw a doctor, first I was taken  
to C71 - mental observation trailer  
I saw a doctor say a Doctor for mental  
Health I Explain to him the bad  
treatment I received at C74-

4.

# I also Explaine To doctor Kay  
 # Mental Health Doctor from New Jersey  
 I Explaine what was happing to me  
 up State at Clinton Co.

#  
 13 Where I was Being Treated Rudy... he put  
 Everything I Said in the computer and Assign  
 me to C73 Mental Health Unit for  
 # Adults...

14 I met Psychologist Mrs Hunt Cell  
 House 7 main Information and Belite or  
 8 main. C.73 C.M.D.C I Explain to  
 her the fear and the Abuse I was Experienc  
 at C-74 - and... that I was Affraid.  
 I go Back there... I Staye On  
 # the Island for about 3 weeks in the

15  
 Mental Health Housing from the Dorm House  
 to cell house where I met Psychologist  
 Mrs. Hunt I Explain the Harship I been  
 having and Harassment Discrimination and  
 #

16 Detentions to the Clinton officials and  
 that I was Afraid to go Back my life  
 was threaten Upo leaving down state I  
 was there for a while I Refused to get on  
 that Bus to Clinton; I was place at  
 Mental Health... mental Health discharg  
 me Some Time later I was forced to  
 Get On the Bus to upstate Clinton

5,

#

17. While down State Mental Health  
I Explain to Psychologist MS  
Been

The mental Torture and Harassment  
Physical threats on my Life..

#

18. I ~~fear~~ ~~to~~ go to Clinton a misbehavior  
Report I issued

Upon going Back to Clinton I was  
Attacked on May 15-16-2011..

And again on Nov. 5/11 and Nov 7/11  
By Officials

#

19. I was then sent to mid state medium  
I fear been in court, I told my  
Therapist Better leave, could I be  
Sent to a cell house, But that Never  
happen..

#

20 Better leaving ~~for~~ C23 E.M.D.C.  
Where I forced to get on Bus I  
also ask to see mental Health  
were I waited to see them But  
I tried to Swallow Clorox The  
C-23 Clinic Sergeant was called

#

21 He Told his Security officer to put  
these plastic cuffs on I was throw  
up against a wall panned plastic cuff  
Applied tightly I Screamed in pain  
But I was take to Receiving Room  
where they was cuff off cutting my wrist

6.

#  
22. The Sgt A Ball head Tall Spanish  
Sgt Escorted me with those tight cuffs  
Oh... cutting my Blood Circulation off.

#  
23 The Escort officer a Black Heavy Set  
Officer Yanks out the cuff off cutting  
my Wrist... I was then told to  
# Stay until the Mental Health Psychologist

24 ... Comes...  
I then spoke to Miss Hurst She left  
me there and the Escort officer told  
her something in her Ear, I never saw  
her again. The down state Transportation  
Officer came, I was literally force on  
the down state Bus I was Double  
restrained could not walk I was Disabled  
# Restrained by Transporting officers...  
25. C.D. So to

I was carry on to Bus I couldn't sit up  
cuffed in Back legs Cuffs with plastic  
restraints and Ten cuffs and my wrist  
cuffed behind... I hurt all way down  
# State Legg Swollen hand swollen

26 Down State!!!  
Again I told Psychologist Mrs Green  
about my hard ship... She still put  
me on that upstate Bus  
Mental health could not help me  
Protect me from these Bad officials  
In Clinton...



7

#

27 I was ffs I Explain Bect up  
By the Clinton officer in the  
Q.B.S cell This was before the  
Installed Camers...

#

28 I pray that Relife be Granted

for the pain and suffer I've gone  
through my 8th Amendment rights  
Violated "Mental Injury" has caused  
me to Be on medications Long term  
meds Still on them...

Due process 14th Amendment to  
# Mental Health Care was Violated...

29. The 274 officer violated my 8th Amend  
ment rights to be free from Cruel and  
Unusual punishment when he Stopped on  
the Back of my legs Squeezed my fingers  
# While Enter lock

30 I Now See the City for the untrain  
officers that Hurt me...  
the State State untrain Transportation  
Officials the City Psychologist...  
whom Inquired the Abuse and Mental  
Injury; I was Suffering Downstate



8,

#

31 I came in Down State Straped and Chain down like a animal

The Video will show this as I came off Bus Tip Toes... Walk in on on Tip Toes... Chain down Full Restraints Cuffed in Back there

# 32.

was No Reason for this I did not fight them Nor Struggle with the Transportation Officer...

The Inmate, On that Bus, Witness this "Soto" was the Name of one of the Transportation Passenger Officer whom Violated my Right 2th Amend ment Rights to Equal and usual Punishment U.S Const, due process Right

# 14 then Amendment...

33.

John do the Other Officer Riding Shot Gun Violated my Right to be free from Usual punishment...

#

34 The John do Sergeant Violated my Right when he Order Escorting officers to Put plastic Cuffes on to fight and I was Injured during the removal By Escorting Officer to C73 ComDC Reception Room...

9.

#

35 I Arrived down State mentally  
disturbed I was placed in m.H.U  
OBS cell

Untill I was Ship Out Back  
to Clinton

The Psychologist ms Green down  
State Refused to Send me to  
N.Y.C.P.C Dr Bacall wanted to  
But Psychologist Green was working  
with the Corrupt Administration

#

36 She tried to get me to sign off  
on the Law Suit I had with  
Greatmeadow...

#

37 Again She Refused to give me the  
proper treatment...

#

38 Captive Washington Fail to act  
as she passed the When I first saw  
made rounds a 2-South of west  
I informed her I want to see  
some one at mental health I was  
Ignored... Violation 14th Amendment  
due process... Mental Health protocol

#

39 John Doe Violating my 8th Amendment  
Rights to be free from crude and unusual  
pushing... when he stopped the  
Back of my leg Injuring both capes  
again When he Squeezed my finger causing

#

10.

40, Casing pain Bursing As he walk  
 Mr. Calbeth Turned the door  
 The A officer Jane doe watched  
 the B officer assault Mr. Calbeth  
 The B officer violated Mr. Calbeth

# rights to be free from Curle and  
 Unusual punishment 8th Amendment

41. The B - officer Stopped on the  
 Back of Mr. Calbeth legs Causin  
 Great pain and Sutter Bursing and  
 Swelling Accued Some time after the  
 assault

The transporten officer Joto  
 the passenger allowed the Duble  
 Restraints Both plastic and Chain

# Restraints to go on Mr. Calbeth  
 42 Wrist and Ankles... Caus pain Bursing  
 Swelling... Violating Mr. Calbeth  
 Right to be free from Curle and  
 Unusual punishment...

#  
 43 Mr. Calbeth was double cuffed in  
 Back Ands Duble cuffed At Road  
 all the way down State Ex on Arnhem  
 the down state Video Should  
 Show Mr. Calbeth walke on up toes  
 in to the Recium Room...

On May 26-27 April 96-27, 2011  
 Violating Mr. Calbeth Rights to be  
 free from Unusual punishment. 8th  
 Amendment Law 4th Amendment Law



44. Psychologist Hummst  
 was well aware of Mr. Galbuth  
 fear of going back upstate  
 to an abusive and assaultive  
 environment... She saw Mr.  
 Galbuth right before the  
 Transportation Officers came  
 He ask Her could he be placed  
 in Bellview Hospital unstable  
 mind emotional mind fearful  
 mind Mrs Humst seen this  
 type of confused Abuse emotional  
 patient before  
 But she ignored Mr. Galbuth  
 when one of the Escort Officer  
 spoke to her...

#  
 45. Violation the due process rights  
 14th Amendment 8th Amendment  
 Rights to be free from cruel and

#  
 46. Unusual punishment... Mr. Galbuth  
 also sue the City of New York for  
 allowing an unfair clinical mental  
 health works were in mental health

#  
 47. The officer the Bullhead Sergeant  
 and Escort officer violated Mr. Galbuth  
 Rights 8th Amendment Right 14th  
 Amendment Right First to be free  
 from cruel and unusual punishment

# # 1 Claims For Relief

1 The failure of ~~the~~ Sergeant John  
 Doe Bell head Sgt work in Clinic  
 Area to act on his knowledge ~~of~~  
 of Substantial Risk of harm... And  
 in Allowing ~~Mr~~ Calhoun to be harm...  
 at CTB C.M.D.E Deliberate Indifference

# 10 Mr Calhoun's safety violating

2 8th Amendment Rights To be free from  
 Deliberate Indifference

The ~~Sgt~~ Psychologist Mr Hunt fail  
 To protect Mr Calhoun mental state  
 of mind and Envolving Injury Deliberate  
 Indifference To be free from cruel

# and unusual punishment 8th Amendment

3, The city violated the Rights of Mr. Calhoun  
 By hiring untain workers or failure to  
 Train. Employees violating 8th Amendment  
 Rights To be free from cruel and unusual  
~~and~~ punishment



#

Relief Requested

4. WHEREFORE Plaintiff Request that  
 this Court Grant the following Relief  
 Award compensatory damages for  
 Plaintiff's physical and  
 Emotional Injuries and future damages  
 Against Each defendant

# And Grant other Relief as it may Appear  
 5. The City is Now A defendant in

This case Relief is Sought for  
 failure To Train Supervise Its  
 Workers...

8th Amendment Right to  
 Be free from ~~deliberate~~ Indifference

# Or Cruel and unusual Punishment

6. 10 has Saff... Each defendant

Is so charged with deliberate  
Indifference 8th Amendment to  
 Be free from cruel and unusual  
 punishment. Dregus, Dabault